

UNITED STATES PATENT AND TRADEMARK OFFICE  
Attorney Docket No. 132385NV (MHM 14088US02)

In the Application of: )  
Thomas C. Kienzle, III, et al. )  
Serial No.: 10/677,420 ) *Electronically Filed on*  
Filed: October 2, 2003 ) *February 25, 2009*  
For: ADJUSTABLE INSTRUMENTS )  
FOR USE WITH AN )  
ELECTROMAGNETIC )  
LOCALIZER )  
Examiner: Not yet assigned )  
Group Art Unit: 2882 )  
Confirmation No.: 8453 )

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97-1.98 and in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, it is respectfully requested that the following references be considered in the examination of the above-identified patent application:

<u>U.S. PATENT NO.</u>	<u>DATE</u>	<u>INVENTOR(S)</u>
US 5,638,819	June 17, 1997	Manwaring et al.
US 5,829,444	November 3, 1998	Ferre et al.
US 6,235,038	May 22, 2001	Hunter et al.
US 6,285,902	September 4, 2001	Kienzle, III et al.
US 6,478,802	November 12, 2002	Kienzle, III et al.
US 6,697,664	February 24, 2004	Kienzle, III et al.

US 2004/0077940	April 22, 2004	Kienzle, III et al.
US 2006/0122495	June 8, 2006	Kienzle, III

<u>FOREIGN PAT. DOC. NO.</u>	<u>INTERNATIONAL PUB. DATE</u>	<u>COUNTRY</u>
WO 2004/046754	June 3, 2004	PCT

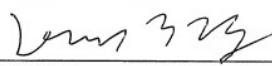
OTHER ART

The above-identified reference(s) are listed on the attached PTO Form SB/08a. Copies of the listed foreign and "Other Art" references are attached thereto. This submission is in no way intended as an admission that the above-cited references constitute prior art. Applicant expressly retains the right to take any actions necessary to remove the above-cited references from the available prior art. Consideration of the above-identified references in the examination of the present patent application is respectfully requested.

No fee is believed to be due because this submission is being filed before the first Office Action. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Account No. 070845 GTC.

Respectfully submitted,

Date: February 25, 2009

  
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